

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. HOUSE PRINCIPLES ANALYSIS:

Provide limited government— The bill updates the codified statutes and removes uncertainty about the statutes governing the state.

B. EFFECT OF PROPOSED CHANGES:

The adoption act amends ss. 11.2421, 11.2422, 11.2424, and 11.2425, Florida Statutes, and provides a 1-year window for finding errors and making changes before statutory material becomes the best evidence of the law. This is consistent with the decision by the Legislature, beginning in 2000, to publish in Florida Statutes on an annual basis, and to have the Division of Statutory Revision submit an adoption act annually, rather than every 2 years.

The 2005 adoption act adopts as the official statute law of the state those portions of the 2005 Florida Statutes edition that are carried forward unchanged from the edition published 1 year previously (2004). Portions carried forward from the 2004 edition are the official law of the state and, therefore, constitute the best evidence of the law. The portions resulting from sessions occurring subsequent to publication of the 2004 edition are prima facie evidence of the law in all courts of the state; for this material, the enrolled acts stand as the best evidence of the law. Any “statute of a general and permanent nature” enacted before publication of the 2004 Florida Statutes that does not appear in the 2005 edition, or is not recognized and continued in force by reference therein or in s. 11.2423 or s. 11.2424, Florida Statutes, stands repealed, both by the logic of the system and by operation of s. 11.2422, Florida Statutes. See *National Bank v. Williams*, 28 Fla. 305, 20 So. 931 (1896).

The 2005 adoption act will adopt all statutes material passed through the 2004 Regular Session and printed in the 2005 edition. Legislation affecting statutory law passed in a session occurring since publication of the 2004 edition is not adopted by the bill, leaving the session law form of that material as the best evidence of statutes created, amended or repealed by that legislation.

C. SECTION DIRECTORY:

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

N/A

2. Expenditures:

N/A

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

N/A

2. Expenditures:

N/A

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

N/A

D. FISCAL COMMENTS:

N/A

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

N/A

2. Other:

N/A

B. RULE-MAKING AUTHORITY:

N/A

C. DRAFTING ISSUES OR OTHER COMMENTS:

N/A

IV. AMENDMENTS/COMMITTEE SUBSTITUTE & COMBINED BILL CHANGES